

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EDWARD VINCENT RAY, JR.,
Plaintiff,

v.

PETER ENG, et al.,
Defendants.

Case No. 19-03958 EJD (PR)
ORDER OF DISMISSAL

Plaintiff, a California state prisoner, filed the instant pro se civil rights action pursuant to 42 U.S.C. § 1983 along with a motion for leave to proceed in forma pauperis (“IFP”). (Docket No. 3.) On November 14, 2019, the Court denied the IPF motion under 28 U.S.C. § 1915(g) because Plaintiff had three or more prior dismissals and was not under imminent danger of serious physical injury at the time of the filing of the action. (Docket No. 4.) Plaintiff was directed to pay the full filing fee no later than fourteen days from the date the order was filed, i.e., no later than November 28, 2019, or face dismissal. (Id. at 4-5.) The deadline has since passed, and Plaintiff has failed to pay the filing fee. Accordingly, this matter is DISMISSED for failure to pay the filing fee.¹

¹ The Court notes that Plaintiff filed an appeal which is currently pending in the Ninth Circuit. (Docket Nos. 6, 7.)

The Clerk shall terminate any pending motions and close the file.

IT IS SO ORDERED.

Dated: 12/6/19



EDWARD J. DAVILA
United States District Judge